

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF VERMONT

JAMES NICHOLS,  
Plaintiff

v.

MVM, INC. and INDUSTRIAL  
TECHNICAL PROFESSIONAL  
EMPLOYEES UNION - ITPEU,  
Defendants

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File No. 1:06-cv-90

**ORDER**

The Magistrate Judge's Report and Recommendation was filed August 18, 2008. (Paper 65.) After de novo review and over objection, the Report and Recommendation is AFFIRMED, APPROVED and ADOPTED. See 28 U.S.C. § 636(b)(1). Defendants' motions for summary judgment (Papers 52 and 53) are GRANTED.

SO ORDERED.

Dated at Brattleboro, in the District of Vermont, this 22<sup>nd</sup> day of September, 2008.

/s/ J. Garvan Murtha  
J. Garvan Murtha  
United States District Judge